ASKS A RETRACTION

C. A. S. Frost Writes to the U. S. Senators,

DECLARES HE IS INNOCENT

San Francisco Attorney Appointed Assistant in Land Fraud Cases Says He Was Charged Only With Contempt of Court.

C. A. S. Frost, the San Francisco attorney who was appointed as a second assistant to District Attorney John Hall in the prosecution of the Oregon land fraud cases, and whose appointraised a storm of protest, has written a letter to Senators Fulton and Mitchell of Oregon, denying the allegations against his character made relative to his alleged connection with the scandals. The denial is made That the basis of Mr. Frost's conviction is a particularly to a letter written by the letter which was written by him in the regu-lar performance of his official duties as the agent of the Department of Justice at Nome, Oregon Senators to Attorney-General Knox relative to Mr. Frost and published in The Oregonian of December Alasks, and that said letter was written for a Mr. Frost's letter also denies stateproper and innocent purpose, and with no other or different intent than the plain, unequivocal, ments made in an article published in The Oregonian November 30, based upon the records of the court taken its face." In connection with the statements you have made with reference to the writer, in your letduring the trial of the alleged Nome conspirators. The San Francisco atter, your consideration, also, of the following, torney denies that tehre is anything wrong that can be charged against him, and asserts that he was held quoted from the above-mentioned report, is spectfully invited: guilty of contempt of court for doing what was simply his duty and nothing

The letter written by Senators Ful-on and Mitchell to Attorney-General Knox calls attention to the fact that they requested the appointment of an Oregon man as Mr. Hall's assistant. It states that they heard nothing more of the matter until they saw in the papers that Francis Heney and C. A. S. Frost, of San Francisco, had been appointed. Relative to the explanation that an Oregon man was not selected se he might have business interests that would prejudice him, the letter expresses surprise that the Attorney-General should have gone to San Francisco for men, a place generally uposed to be the headquarters of the land-fraud ring.

Letter of the Senators.

In reference to the appointment of Mr. Frost the letter calls attention to his conviction and sentence to jail for alleged implication in the Nome scandals. The language of the closing por-tion of the letter is this:

This employment properly belonged to Ore-on, and we cannot but feel that your declination to comply with our request in that respect was at least unaxual, but to have ignored our recommendation in order to appoint for the work one who has just escaped from jail leaves us at a loss to understand what we have done to merit such treatment. And the matter becomes more and more inexplicable to us when we remembr that this San Francisco attorney was sentenced to jail upon a judgment of computien of a crime ontic simplica in character ply with our request in that respec attorney was sentenced to jail upon a jungment of conviction of a crime quite similar in char-acter to the one for which the parties he has now been appointed to prosecute have been indicted. And of his guilt there appears to have been no doubt, for the United States Court of Appeals, in passing on his case, says: "The whole of the evidence concerning Front.

were intrusted to his care."

I think the records and evidence show that the contempts of Judge Noyes were committed in pursuance of a

corrupt conspiracy." There is one ground on which such an ap-pointment might be defended, if the proposi-tion shall receive judicial indorsement, viz., that it requires one rogue to apprehend an-other. We can hardly being our mind, how-ever, to give that complete approval to the footrine that is implied by the selection of much a groups for an important a duty as doctrine that a person for so important a turn such a person for so important a turn that assigned to Mr. Frast. Very respectfully. JOHN H MINCHELL C. W. FULTON. for so important a duty as sentative, most of all to the Fresident and the present heads of the Department of Justice, to whom I accord unbounded respect and obedi-

(Signed)

ANOTHER BIG PIANO DEAL : the second division of the district of Alaska to amist and advise with the newly appointed to ansist and sovise with the newly appointed officers of the courts relative to their duting under the laws and the regulations of the de-pariment. It was his duty to make frequent reports as to the necessities of the service and the performance of their duties by these offi-cers. The files of the department show that he faithfully did as

proper, and ordinary one which it bears upon

A Man of High Character.

as in this case, the

motives of unworthy personal animus

or blame from any remonsible quarter.

Asks for Public Reparation.

and that, as Senators, it is farthest from you

ernment or any of its officers in the presecu-

ALL TO BE TAXED.

(Continued from First Page.)

relating to exemption for execution

Taxation of Indian Lands.

Twenty-seven Carloads, Worth Over \$100,000, of Fine, New Planos Involved.

The circumstances out of which the pro-ceedings against Prost arose have been fully laid before the President by me heretofore. The above summary shows the only connection he had with the writs of supersedeas. None other was charged and none other is disclosed in the testimony taken by the court or in anything before this department." To add for a parfon, or to have been par-doned to contract on the set of the se **Ellers Plano House Organized Five** More Co-Operative Plano Clubs-Sale and Delivery to Begin Tomorrow-Prices Virtually Cut In Two-Payments of \$5 Monthly in Club A, and \$1.60 a Week in Club B.

To add for a pardon, or to have been par-doned, is, ordinarily, perhaps, construed as a confession of previous wrongdoing; but, in this case, having no right of appeal, and being utterly unable, if I had had the right of ap-peal, to pay for printing the record, no such inference can be drawn, I take it, especially in view of the fact that my application for pardon was made upon the single ground that that record and the files of the Department of Justice showed conclusively that I was inpo-cent of the charge for which inference bed Over four hundred fine, new planos were sold inside of five weeks in the Fall of isog by Ellers Plano House on the co-operative club plan, which was then for the first time introduced in Western plano selling. The idea originated in Philadel-phia, and is a plan that appeals at once to the best judgment of practical people. Five hundred Planos can be sold in five lots a great deal cheaper than they can be sold in the regular retail way to five hundred individual buyers. It is the same principle of selling large quantifies to a single firm applied to sell-ing one hundred Planos to as many peo-ple who unite in one club for that pur-chase. cent of the charge for which judgment had been made. As to that matter, the Attorney-General, in his report, also said: General, in his report, also sais: "The first petition comes from Pulaski, where this young man was born and had lived all his life. The signers are among the most reputable and influential inhabitants of that wn, and are vouched for by the ableat and best-known public men of the state.

Two Months of Preparation.

Over two months of most painstaking preparation have been devoted to these five new plano clubs. Over a hundred thousand dollars worth of strictly stand-and, brand new, fully warranted Planos are involved among them the most cost-ly Kimbals, and Chickerings, and Webers, together with such famous makes as the Vose, the Hobart M. Cable, the Hallett & Davis and twenty other high-grade makes.

Better Than Last Year.

Better Than Last Year. There is no question now as to our have to wait now for others to join, nor princ, Members of these clubs. No one will have to wait now for others to join, nor princ, Members of these clubs do not other to a few makes. The entire Eliers plubs, The instruments are here in Port-ind for you to select from. They have been coming in each day at the rate of two or more carloads, and on one day last we him carloads arrived in one single day when you have chosen your Plano, is delivered promptly, accompanied by the prince functions. More, back for to tast-instant for you to select from the plano been coming in each day at the payment here the nitid payment the Plano is delivered promptly, accompanied by the prince from H.25 a week (or 5 a month), bay and anounts if you prefer to pay by been cont. "In addition to what I have said above, and In Intimate connection with H, I beg leave to refer to the strong testimonials of Mr. intimate connection with it, I beg leave Front's character, extending from youth up to the very time of these occurrences at Nome. It comes from those who have known this young man at his home, during his studies and struggies, and during the time of his serv-ice at Washington . . I have thus en-tered into detail on this point because, with the charge resting upon the ex parts testimony of Vawter, moved by motives of unworthy personal animus, and, is my opinion, without any corroboration, and uniform good record and high character displayed in Mr. Frost's previous life become pertinent and material." Is it sufficient, in your opinion, in order to entitie you to charge any 'man with having been convicted of a criminal conspiracy, that the man should merely have been adjudged in contempt by indexs who precording as for a

A Few of the Prices.

contempt by judges, who, proceeding as for a civil contempt, never even heard the sound of whom you charge has been exonerated by the written and published opinion of one of the highest officers of the Federal Government, who says of it that the charges rested upon the ex parte testimony of a witness moved by with

wation? This I ask in all fairness Frankly, I had looked upon this subordinate imployment as a chance to earn a moderate compensation for services faithfully performed, and, as the responsibility for the preparation and trial of the cases would not, and does rest in any manner upon my shoulders, I

A Few of the Prices. It is impossible for us to make detailed mention of prices here. Suffice it to say that Planos for which ordinarily \$25 and \$20 is asked are now \$118, \$157, up to \$16 and \$175 for the regular \$275 and \$300 styles. (Class A.) The Gass B are found the choicest of many the beautiful Balicy Planos. \$188, \$14, \$226, and payments of \$5 down and \$166 aweek buys them. These are pool-tively the lowest prices ever seen in print. Crubs C. D and E. Full particulars will also be and the beautiful balicy balls the base columns each day till also be a see buys them and the second the beautiful balls of \$5 down and \$166 aweek buys them. These are pool-tively the lowest prices ever seen in print. Crubs C. D and E. Full particulars will also columns each day till also be a set by the second ball the second the beautiful balls of the second balls and the beautiful balls of the second balls the closes. The member when you dost with Ellers prometor their merits alone, and at prices print balls on by the many unique and up-to-date advantages they employ. Sale commences and clubs are all open of the largest, finest collection of Planos over seen in Portland. Ellers Plano House, No. \$51 Washington street, corner print. . . The weenings till January 1. not, rest in any manner upon my shoulders, I did not foresee that I should come in for praise from my immediate official superior, to whom I alone am primarily responsible. I have written you the foregoing, believing that you would not wantonly hold a fellowcitizen to unmerited public ridicule or abuse.

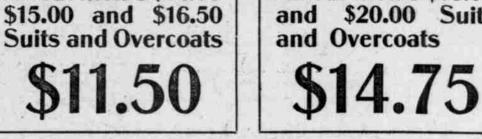
evenings till January

who have no feeling of personal animus against the writer, you will gladle take anilest opportunity to puoncy schworldge the mis-apprehension under which you were laboring Indian reservations who have not severalty, tribal relations or take- indo in severally, except lance near or them by purchase or in-bertance, and situate on any Indian reserva-tion: provided, however, that the lands owned at the time the letter referred to was writ or held by Indians in severality upon any In-dian reservation, and the personal property of such Indians upon such reservation, shall be exempt from taxation when so provided by any ten, and to make such public reparation may be in your power for the wrong inflict No fee that the writer shall ever earn fr me inflicted the Government will, or can, compensate for the suffering and loss your letter has oclaw of the United States, and not otherwise casioned. Nevertheless, it is my purpose faithfully to discharge such duties as I may be called upon to perform in the matter, to the Government and also to its local repre-

THE NEW YEAR'S OREGONIAN Will be published on Friday morning next. First panoramic view of the 1965 Fair buildngs, just as these buildings will appear in

finished,

EVERY ARTICLE IN THE STORE REDUCED EXCEPT CONTRACT GOODS All our men's \$14.00



All our men's \$18.00 and \$20.00 Suits and Overcoats

Annual Clearance Sale

Begins Tomorrow Morning

Owing to the backwardness of cold weather we

are left with an unusually large line of Nothing

but Strictly High-Grade Suits and Over-

OUR LOSS, YOUR GAIN

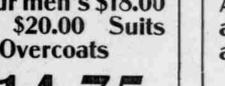
If it's a suit, or an overcoat, or both, the same

unequaled bargains await you that have pre-

viously characterized our special sales from all

others.

coats to dispose of. Thus...



All our men's \$22.50 and \$25.00 Suits and Overcoats \$19.75

GREAT REDUCTIONS ON ALL MEN'S FURNISHING GOODS, BOYS' AND CHILDREN'S CLOTHING

SAM'L ROSENBLATT & CO. Reliable Clothiers CORNER THIRD AND MORRISON STRFF

CATCH RABBITS TO CAN Who mas often Distance to the com-plaints of the farmers as they wanted for rains, conceived the idea of putting the moat of the hare in cans and selling it. He proposed his plan to his wife, and as they head often eaten the meat and liked it, they began to experiment in making and seasoning fancy dishes of hare flesh on their each at both the flesh and seasoning informe. Finding that they were successful, Mr. Willis started in to organize a company, and on April 4, 1908, the American Hare Packing & Cold Storage Company was incorporated, with a capitalization of \$59,000. The officers of Cannery at Echo Proves a Profitable

ECHO, Or., Dec. 20 .- While for many ears Echo, the village on the Umatilla week received from London,

of Mrs. Willis, and everything is kept scrupulously clean. The cannery is now turning out about \$150 worth of its prod-ucts each day, at a cost of about \$30. So it will be seen that there is a good margin of profit. Unlike salmon, which is put up only in one style, the hare is offered in a variety of ways to sult every taste. The list is as follows: Deviled, loaf, mock turtle soup, American bouillon, chili con

the hindquarters. The meat then goes on a table, where women take the bones from it. All of the cooking and season-ing is done under the direct supervision trusted to him for the purpose of paying the funeral expenses of George Wells, a deceased member.

Police Judge Cabaniss today issued a warrant for his arrest on the charge of felonious embezzlement. The complainant is C. J. Prahl, vice-president of the

A Good Deed Recognized. Seattle Post-Intelligencer.

a capitalization of solows: President, E. Ripper; w. H. Boyd; vice-president, E. Ripper; scoretary, H. C. Willis; board of directors, the officers above named and Harry Rogers and C. H. Bartholomew, all of where for for a board of comm for the Federal Government the right of way, the first step has been taken preliminary to a work of great importance, Since the fund appropriated is ample, the commissioners have power to remove with the least practicable delay, obstacles to a project the completion of which not only will operate to the advantage of the neople of Eastern Oregon, but will be of material aid to the residents of Eastern Washington. People of both states who make their homes in that fertile region known as the Inland Empire for a long time have looked upon the Columbia as the highway marked out by nature between their part of the country and the coast; and they are entitled to general support in their efforts to interest the Government in the plan to remove from the river the obstructions to navigation. That the Legislature of Oregon has acted promptly, and with much wisdom, in a matter affecting the interests of so many cople, is a subject for congratulation

Mr. Frost states that this letter is based upon an article published in The Oregonian. That article, which was taken from the court records, states that Mr. Frost was found guilty of contempt of court upon a charge accus-ing him of using his official position to furthern a scheme that had it car-ried through woul have robbed miners of millions of dollars.

The court records show that Mr. Frost was sent to Nome to look after and advise the Marshal and clerks of the courts. The charge against him was that he used this power to influ-ence service of papers in some mining The history of the scandal is well known.

Mr. Frost's Reply.

Mr. Frost's letter is as follows: San Francisco, Cal., Dec. 23, 1903,-To Hon. John H. Mitchell and to Hon. Charles W. Pulton, United States Senate-Sirs: Your let-ler to the Attorney-General regarding my apment as assistant attorney," published in an Oregon newspaper, has recently been brought to my notice.

In it you say that the writer was convicted of an offense similar in character (conspiracy) to that with which the defendants in the land fraud cases now pending in Oregon are charged, and that the appointment can only be justified upon the theory that it takes a regul to catch one.

The letter appears upon its face to have been The latter appears upon its ince to have been based upon an article published in the Port-iand Oregonian. For the reason that your let-ter undoubtedly was written under a mis-apprehension of the facts, and because the charges therein made are not now, and pever have been, true I respectfully request that you take steps immediately to undo the wrong which you have done me, and, in this behalf, it is suggested that the least you can now do is to publish a retraction of the language in

In your letter you have conferred upon me the honor of holding a position with reference to the prosecution of these land fraud cases which I do not hold and to which I have never been appointed. When the Attorney-General appointed a San Francisco gentleman, who is a prominent attorney of this city, to take charge of the prosecution of these cases. I was selected by the latter to assist him, and, upon selected by the latter to assist him, and, upon his recommendation, my appointment was made. The position, then, which I hold, is entirely a subordinate one, and, far from be-ing responsible in any degree for the conduct of the cases, I am only charged with the per-formance of such duties as may be assigned me by the Special Assistant Attorney-General whom I have been appointed to assist The whom I have been appointed to assist. The appointment you assail, therefore, is a small thing, and, perhaps, unworthy of the attention you have bestowed upon it. There are probably few of your constituents who would car accept It.

"Never Tried or Convicted."

I have never been tried for, or convicted of, any offense, anywhere, such as you mention in your letter. It would be a startling an-nouncement to make that a man had been, or could be, convicted, in this country, of an offense whereof he had been apprised for the first time in the judgment rendered against

Prior to the publication of the innguage which you quote from the opinion of the court rendering judgment against me for contempt, there was never any charge made or filed against m6 in that or any other court, that I had ever been remiss in any measure in the full performance of any duty to the Government. Moreover, the Attorney-General said, of that matter, in his official report to the President, wherein he states that the only charge sgainst me was that of an alleged ions surt (annual report of the Attorney-

in the New Year's issue. Full account the Exposition-everything about Oregon. Far from entertaining any feeling of resent-ment, I again affirm that this letter is written in a spirit of amity and in the bellef that you Price per copy, postage prepaid to any ad-dress in the United States, Canada of Mexwill so receive and regard it. I am, sirs, very ico, 9 cents.

> C. A. S. PROST. Articles of Incorporation Filed. SALEM. Or., Dec. 26. - (Special.)-Articles of incorporation were filed in the office of the Secretary of State this week

as follows: Moline-Bain Company, Moline, Ill.; \$100,-009; O. M. Scott, Portland, attorney-inler, who favored an exemption of \$296 without any limitations. There were others, like Sénator Howe, who believed fact

The Pacific Coast Company, Jersey City, N. J.; \$12,55,600; Charles H. Glenn, Portthat all property should be taxed. This measure was framed to restrict the exland, attorney-in-fact. Supreme Lodge, Union Mutual Aid Asemption to such articles as are needed for the support of a family, and in the main follows the provisions of the law octation, Portland; \$1000; H. D. Wagnon, J. R. Wetherbee, S. C. Spencer, Western American Company, Po Portland; 100.000; W. G. Munley, M. McHale, E. S.

The old law, as it stood prior to 1903, provided that the property of all Indians, Jackson. Cloverdale Irrigation Company, Sisters, Crook County; \$5000; G. W. Hull, J. R. Frynar, R. A. Ford. who are not citizens, should be exempt except land held by them by purchase. This was subdivision 6, of section 3639, pro-

Bell & Co., incorporated, Portland; \$25,-000; John A. Bell, Howard T. Gaylord, Walter A. Mansfield, Charles M. Scott, viding what property shall be exempt, and it has been amended by the Hale law and included in the Shelley law to read as fol-

River midway between Fendleton and the Columbia River, has been known as one of the best shipping points on the O. R. & N. Railroad, it was not till this Winter that the fown attained a position of im-that the fown attained the tworld. Up to and the

Industry and a Boon to

Farmers.

that the fown attained a position of im-portance on the map of thetworld. Up to quite-recently the main topics of interest were hay, cattle, horses and sheep. Now it is rabbits, or rather hare. Up to about six years ago the native jackgubit roamed the sage-covered hills of Oregon unmo-lested except by his natural enemy, the coyote, and an occasional shot from the enemy of all other animals-man. Then, it was that another enemy of the jack came creeping up from California. While of the same family as the jack, the hare, this new scourge, a fierce fighter and a ravenous eater, rapidly cleaned out the ravenous eater, rapidly cleaned out the jackrabbits and waxed fat and numerous. At this stage of the game the farmers in

this locality began to take an active inter-est in the new race of rabbits which swarmed their gardens and alfalfa fields. They were putting in overtime and each of them could consume as much hay as a

orse could. ncluded in the Shelley law to read as fol-ows: The property of all Indians residing upor Howard H. Holland. Lee Automobile Company, Portland; \$1000; Don M. Lee, Charles G. Briggs, The property of all Indians residing upor Howard H. Holland. then night operator at this station, and pounds, the forequarters separate from

in this instance has proven the easiest per rabbit, the skins sell at 3% cents each, part of it. The method is as follows: and all of the fore feet have been dis-Two lines of fence 30 inches high and a posed of at a cent aplece to manufacturers of fancy goods for watch charms and other numbers. shape and at their junction a pot or corral is formed ob chicken wire 60 inches It is hard to high. The extra height is to prevent the hares tributary hares from pliing up and the top ones crawling over, for, strange as it may seem, the rabbits, while great jumpers, when chased will not leap a barrier. but always try to crawl under. To make a drive a crowd surrounds a field at the uth of the trap and then with a whoop and halloo, men, women and children start for the trap afoot and horseback. While

immense numbers escape, the catch is amosing. At one catch here 4000 rabbits were driven into the corral. Such a large number at one time is not desired

horse could. Shooting and trapping the frisky jump-ers made no apparent diminution in the number of rabbits, and poisoning was not

years the Australian rabbit, transported in cold storage, has found a ready market. Each rabbit provides about two pounds of meat, which sells at 30 cents per pound The saying, "First catch your rabbit," in the can. In addition to this @ cents It is hard to predict how the supply of

hares tributary to Echo will stand the drain made by the cannery here. In places they are growing more timid all the The coyotes, eagles and hawks are also increasing in a ratio that is menacing the rabbit family. Some farmers now say that the blacktailed hare is migrating westward, but it is safe to say that it will be many years before the rich alfalfa fields of Echo will be free of them.

W. E. BROWN.

SALEM CHILD IS HAPPY.

Receives Cheery Note and a Photo-

graph From the President. SALEM, Dec. 28 .- When President Roosevelt passed through this city last Summer, upon his visit to the Coast, he alighted from his carriage during the pro-cession, shook hands with and spoke cheering words to a little girl, Constance Kantner, who, by reason of spinal trou-ble, was wheeled about in an invalid's wagon. Little Constance recently wrote a crude letter to the President, telling him she expected to walk in March. Today she received a reply, dated from the White House, the text of which follows: "My Dear Little Friend: I thank you

so much for your letter. I shall always remember you. I send you my photograph. With all good wishes I am, faith-

fully yours, "THEODORE ROOSEVELT." The letter was accompanied by a photo-graph of the President with the following nscription in his own handwriting: "With Christmas From Theodore Roose

Pursue Them Horseback.

WALLA WALLA, Wash., Dec. 25. 'Doe" McMinn and Frank Smith, boys of 17 and 18 years of age, were brought to the County Jail this morning from Touchet, two officers having caught them Christmas afternoon in the Warm Springs Canon country after a wild, bareback ride of nine miles over rocks and sage brush

McMinn and Smith, together with Cecll McMinn, brother of "Doc," have been living a rough remi-outlaw life in a cabin near Rulo for six weeks. Deputy Sheriff Kees and Constable Allen Burns had been trailing them for two days, when they located them in a homesteader's shack south of Touchet yesterday.

The lads sighted the officers coming and fled precipitately on horseback. The offi-cers had to unhitch and follow.

UNION PRESIDENT ACCUSED.

Alleged to Have Appropriated Funds to His Own Use.

SAN FRANCISCO, Dec. 26 .- William C. French, president and business agent of **Miles on Miles**

Are walked by the billiard player, as he moves around the table. That is the only exercise many a city man gets. is this lack of exercise in the shut-in

of the city, com-bined with irregu-lar eating and in-digestible dishes which tend to make the city man the victim of "stomach trouble."

When there is undue fullness after eating, with belching, sour ris-ings and other distressing sympton a prompt use of Dr. Pierce's Golden Medical Discovery will effect a speedy cure. In the most

extreme cases of disease of the stomach and other organs of digestion and nutrition, the persistent use of the "Discovery" will result in a complete cure in nine-

ty-eight cases out of every hundred.

of every hundred.

Dr. Pierce's Common Sense Medical Adviser is sent free on receipt of stamps to pay expense of mailing only, Send 21 one-cent stamps for paper covered book, or 31 stamps for cloth bound. Address Dr. R. V. Pierce, Buffalo, N. Y.

CHASE AFTER BAD BOYS. Officers Unhitch Their Team and

velt.'



KILLING RABBITS FOR THE ECHO CANNERY